

**MINUTES OF THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**August 28, 1998**

## DIVISION ONE

B103892      Larry D. Walker  
v.  
City of Los Angeles

Filed order denying petition for rehearing.

B115845 People (Not for Publication)  
B122480 v.  
Paul Reynolds, Jr.

The judgment is affirmed.

Spencer, P.J.

We concur: Ortega, J.  
Vogel (Miriam A.), J.

B116652 People (Not for Publication)  
v.  
Harris Longworth et al.

The judgment is affirmed.

Spencer, P.J.

We concur: Vogel (Miriam A.), J.  
Dunn, J. (Assigned)

DIVISION ONE (Continued)

B119133      Michael J. Stokes      (Not for Publication)  
v.  
Los Angeles County Museum of Natural History Foundation et al.

The judgment is affirmed.

Spencer, P.J.

We concur:    Ortega, J.  
                  Dunn, J. (Assigned)

B123016      Anna E. and Anthony B.      (Not for Publication)  
v.  
Superior Court, Los Angeles County  
(Los Angeles County Department of Children and Family Services, r.p.i.)

The petitions are denied.

Spencer, P.J.

We concur:    Ortega, J.  
                  Vogel (Miriam A.), J.

B118507      People      (Not for Publication)  
v.  
Anthony Sposato

The judgment is affirmed.

Spencer, P.J.

We concur:    Ortega, J.  
                  Vogel (Miriam A.), J.

August 28, 1998-Continued

## DIVISION ONE (Continued)

B115944      People                                  (Not for Publication)  
v.  
Edward I. Cleveland

The judgment is affirmed.

Spencer, P.J.

We concur: Vogel (Miriam A.), J.  
Dunn, J. (Assigned)

B117116      People                                  (Not for Publication)  
v.  
Bryan D. Lambertson

The judgment is modified to reduce the sentence as to count II, driving under the influence, to six months. As modified, the judgment is affirmed.

Spencer, P.J.

We concur: Ortega, J.  
Vogel (Miriam A.), J.

B117948 People (Not for Publication)  
v.  
Luis D. Cruz

The judgment is affirmed.

Spencer, P.J.

We concur: Ortega, J.  
Dunn, J. (Assigned)

## DIVISION ONE (Continued)

B107662 County of Los Angeles  
Sheriff's Department (Not for Publication)  
v.  
Civil Service Commission of Los Angeles County  
Scott Ponder (r.p.i)

We reverse the judgment granting the petition for writ of mandate and direct the superior court on remand to enter a new and different order denying the petition and affirming the commission's order of reinstatement without discipline. Ponder is awarded costs on appeal.

Ortega, Acting P.J.

We concur: Vogel (Miriam A.), J.  
Dunn, J. (Assigned)

B114843      Denise S. Stucky      (Not for Publication)  
v.  
Marco L. Stucky

The orders appealed from are affirmed.

Ortega, Acting P.J.

We concur: Vogel (Miriam A.), J.  
Dunn, J. (Assigned)

B117353      People                                  (Not for Publication)  
v.  
Marlin McDonald

The judgment is affirmed.

Ortega, Acting P.J.

We concur: Vogel (Miriam A.), J.  
Dunn, J. (Assigned)

August 28, 1998-Continued

## DIVISION ONE (Continued)

B119537      Dianne Pehrsson      (Not for Publication)  
v.  
Bank of America N.T. & S.A. et al

The orders sustaining the demurrers are reversed, and the cause is remanded to the trial court with directions to assign this case to the judge to whom the related cases are assigned, to specify the time within which Pehrsson may file a third amended complaint, and to specify the time within which the Bank may respond thereto. Pehrsson is entitled to her costs of appeal.

Vogel (Miriam A.), J.

We concur: Spencer, P.J.  
Ortega, J.

DIVISION TWO

B111513 American Sheds, Inc.  
v.  
County of Los Angeles

Filed order certifying opinion for publication.

## DIVISION FOUR

B115959 People (Not for Publication)  
v.  
Ladmirault

The judgment is modified to reflect appellant's total sentence to be 30 years; and, as modified, the judgment is affirmed. The superior court is directed to prepare an amended abstract of judgment consistent with the views expressed in this opinion.

Vogel (C.S.), P.J.

We concur: Epstein, J.  
Cooper, (F.M.), J. (Assigned)

DIVISION FOUR (Continued)

B122039      Los Angeles County, D.C.S.      (Not for Publication)

v.

Lynda Marie H.

The petition is dismissed.

Vogel (C.S.), P.J.

We concur: Epstein, J.

Cooper, (F.M.), J. (Assigned)

B114475      People      (Not for Publication)

v.

Rice

The trial court is directed to prepare and forward to the Department of Corrections an amended abstract of judgment to reflect that in count I, defendant was convicted of assault with a firearm (§ 245, subd. (a)(2)) and to delete any reference to a conviction of attempted first degree murder (§ 664/187, subd. (a)). As so amended, the judgment is affirmed.

Vogel (C.S.), P.J.

We concur: Epstein, J.

Cooper, (F.M.), J. (Assigned)

B106688      People      (Not for Publication)

v.

Bishop

The judgment is affirmed.

Vogel (C.S.), P.J.

We concur: Epstein, J.

Cooper, (F.M.), J. (Assigned)

DIVISION FOUR (Continued)

B110309      Maropulos, Jr.                      (Not for Publication)  
                 v.  
                 Collins

The orders are affirmed.

Vogel (C.S.), P.J.

We concur: Epstein, J.  
                 Cooper (F.M.), J. (Assigned)

B109684      Collins                                      (Not for Publication)  
                 v.  
                 Maropulos

The order granting an injunction is affirmed.

Vogel (C.S.), P.J.

We concur: Epstein, J.  
                 Cooper (F.M.), J. (Assigned)

B119279      Boettcher                                  (Not for Publication)  
                 v.  
                 Workers' Compensation Appeals Board and  
                 Covina Valley Unified School District

The Board's order denying reconsideration is annulled. The matter is remanded to the Board for calculation of the amount due for two penalties consistent with this opinion and for any further proceedings necessary.

Vogel (C.S.), P.J.

We concur: Epstein, J.  
                 Cooper (F.M.), J. (Assigned)

DIVISION FOUR (Continued)

B120000      State Compensation Insurance Fund      (Not for Publication)

v.

Workers' Compensation Appeals Board et al.

The decision of the WCAB is annulled and the matter is remanded for further proceedings consistent with this opinion.

Vogel (C.S.), P.J.

We concur: Epstein, J.

Cooper (F.M.), J. (Assigned)

B089568      Michaelides      (Not for Publication)

v.

Roussos et al.

The judgment is affirmed.

Vogel (C.S.), P.J.

We concur: Hastings, J.

Cooper (F.M.), J. (Assigned)

B101844      Villa Monet Association, Inc.      (Not for Publication)

v.

North American Cyclinders et al.

The portion of the judgment awarding costs to VMA is reversed and the matter is remanded for a redetermination of that order consistent with the views expressed herein. In all other aspects, the judgment (including the other costs awards) is affirmed. The parties to bear their own costs on the appeal and cross-appeal.

Vogel (C.S.), P.J.

We concur: Epstein, J.

Cooper (F.M.), J. (Assigned)